

Application No. 10/036,066
Paper Dated: December 21, 2005
Attorney Docket No. 3936-011568
Examining Group 1600
Expedited Examining Procedure
Response Under 37 C.F.R. § 1.117

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/036,066 Confirmation No. : 3883
Applicant : Scott L. DIAMOND
Filed : November 7, 2001
Title : PEPTIDE OR PROTEIN MICROASSAY METHOD AND APPARATUS
Group Art Unit : 1641
Examiner : Ann Y. Lam
Customer No. : 28289

MAIL STOP AF
Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated August 26, 2005 of the Primary Examiner rejecting claims 10-15. A Petition for Extension of Time (one month) is filed herewith.

Pursuant to 37 C.F.R. § 1.17(b), a check in the amount of \$310.00 is enclosed herewith to cover the cost of filing the Notice of Appeal (\$250.00) and a one-month extension of time (\$60.00). The Commissioner for Patents is hereby authorized to charge any additional fees which may be required to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650. One (1) original and two (2) copies of this Notice of Appeal are enclosed. A supporting Appeal Brief will be filed in due course.

Respectfully submitted,

The Webb Law Firm

By

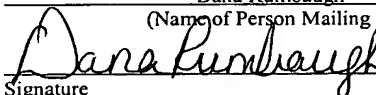

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 21, 2005.

Dana Rumbaugh

(Name of Person Mailing Paper)

 December 21, 2005
Signature Date